

HOUSE BILL NO. 614

INTRODUCED BY G. MACLAREN

A BILL FOR AN ACT ENTITLED: "AN ACT CREATING THE OFFENSE OF UNLAWFUL OPERATION OF A MOTORCYCLE, QUADRICYCLE, OR OTHER OFF-HIGHWAY VEHICLE ON PUBLIC LANDS CLOSED TO OFF-HIGHWAY VEHICLES; PROVIDING FOR ENFORCEMENT; AMENDING SECTION 87-1-505, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE."

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

NEW SECTION. Section 1. Unlawful operation of motorcycle, quadricycle, or other off-highway vehicle on public lands closed to off-highway vehicles. (1) A person commits the offense of unlawful operation of a motorcycle, quadricycle, or other off-highway vehicle on public lands closed to off-highway vehicles if the person operates a motorcycle, quadricycle, or other off-highway vehicle in violation of restrictions established by an agency with the jurisdiction to impose those restrictions or when operation of a motorcycle, quadricycle, or other off-highway vehicle on public lands has been otherwise restricted.

(2) A person convicted of the offense of unlawful operation of a motorcycle, quadricycle, or other off-highway vehicle on public lands closed to off-highway vehicles shall be fined an amount not to exceed \$500 or be imprisoned in the county jail for any term not to exceed 6 months, or both.

Section 2. Section 87-1-505, MCA, is amended to read:

"87-1-505. Warden's power in protection of private property. Wardens ~~(state conservation officers)~~ shall have the power of peace officers in the enforcement of 45-6-101, 45-6-203, [section 1], and 75-10-212(2)."

NEW SECTION. Section 3. Codification instruction. [Section 1] is intended to be codified as an integral part of Title 61, chapter 12, and the provisions of Title 61, chapter 12, apply to [section 1].

NEW SECTION. Section 4. Effective date. [This act] is effective on passage and approval.

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